

RESOLUTION

No. 26-02

DATE EFFECTIVE: 2-20-2002

A RESOLUTION AMENDING THE *SEDGWICK COUNTY CODE* CHAPTER 6, ARTICLE V. PLUMBING CODE, SEC. 6-137. AMENDMENTS; BY AMENDING THE CERTIFICATE REQUIREMENTS FOR SPECIALTY CONTRACTING AND LAWN SPRINKLER SYSTEM INSTALLATION.

WHEREAS, on the 25th day of August, 1993, the Board of County Commissioners adopted Resolution No. 159-1993, which resolution adopted the Sedgwick County Code; and

WHEREAS, Chapter 6, Article V, of the Sedgwick County Code contains the “Plumbing Code”, and Sec. 6-137 relates to amendments to the Uniform Plumbing Code; and

WHEREAS, the Board of County Commissioners finds that amendments to Sec. 6-137, amending the current certificate requirements for specialty contracting, and clarifying the requirements for lawn sprinkler system installation, are necessary and desirable; and

WHEREAS, the Board of County Commissioners is authorized and empowered to adopt such resolutions pursuant to K.S.A. 19-101 through 19-101f and amendments thereto.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that:

SECTION 1: AMENDMENTS TO CHAPTER 6

SEC. 6-137: The following paragraphs in Chapter 1 of the standard code are amended as follows:

104.2 Obtain License. To obtain the appropriate license, a person, firm, or corporation shall:

...

3. Pass the appropriate examination for a plumbing, gas fitter, or drain layer contractor's certificate administered by Block & Associates, or an LPG service installer or lawn sprinkler installer's certificate examination administered by the department of code enforcement. Passing the lawn sprinkler installer's certificate examination shall not be required if the person, firm, or corporation possesses a current lawn sprinkler installer's license and/or certificate issued by the City of Wichita. In addition, lawn sprinkler installer applicants will be required to show proof of a valid back flow preventers certificate.

...

9. Agree to have a certified master or journeyman plumber, gas fitter, or drain layer the jobsite at all times plumbing, gas fitting, or drain laying is being conducted.

...

[All other portions of Sec. 104.2 of the standard code shall remain unchanged and in full force and effect.]

104.4 Master and Journeyman Plumber's, Gas Fitter's, or Drain Layer's Certificate Required. It shall be unlawful for any person to engage in the business of contracting plumbing construction, gas system, installation, drain layer installation, LPG service installation, or lawn sprinkler installation without first having secured a master plumber's, master gas fitter's, master drain layer's, or specialty contractor's certificate, respectively. It shall further be unlawful for any person to engage in the trade or otherwise perform the act of plumbing construction, gas system installation, or drain layer installation within or on any building or premises without first having secured a master or journeyman plumber's, gas fitter's or drain layer's certificate.

104.5 Obtain Certificate. To obtain a master or journeyman plumber's, gas fitter's, drain layer's, or specialty contractor's certificate:

1. An applicant shall pay a certificate application fee of fifteen dollars (\$15.00) to the building official at the time the application for a certificate is made.
2. The board of plumbing examiners and appeals shall issue such certificate pursuant to the following:
 - (a) A certificate shall be issued to every person who makes application therefor, pays the required certificate application fee, and has successfully passed the board of plumbing examiners and appeals examination for the certificate applied for.
 - (1) The examinations prepared by Block and Associates, Florida Farm Building, 5700 S.W. 34th St., #1303, Gainesville, Florida, 32608, are hereby designated as the standard examinations for determining the qualifications of persons seeking licensure as plumbing, gas fitter, and drain layer contractors, and master and journeyman plumbers, gas fitters, and drain layers.
 - (2) A specialty contractor's, SP-1 or SP-2, certificate shall be issued to every person who passes an LPG service installer or lawn sprinkler installer's examination administered by the department of code enforcement. Passing the lawn sprinkler installer's certificate examination shall not be required if the person, firm, or corporation possesses a current lawn sprinkler installer's license and/or certificate issued by the City of Wichita.

...

[All other portions of Sec. 104.5 of the standard code shall remain unchanged and in full force and effect.]

104.7 Exceptions to Requirement of Master and Journeyman Plumber's, Gas Fitter's, or Drain Layer's Certificate.

1. Apprentices shall be permitted to work under the on-site supervision of a certified master or journeyman plumber, gas fitter, or drain layer. **E**provided, however, the apprentice is performing said apprenticeship in the same trade as the certified master or journeyman providing such on-site supervision.
2. Owners of one family dwellings being built for their residence or who reside in the residence where the work is taking place shall be permitted to work on the plumbing construction installation, but not drain layer installation and/or gas systems which shall be done only by a licensed plumbing contractor, a licensed drain layer contractor, or a licensed gas fitter contractor in that residence and/or out-buildings thereof, provided all other requirements of the standard code are met and all of the following are complied with:
 - (a) The person who will be doing the plumbing construction has passed within the past calendar year the appropriate self-help examination as approved by the board of plumbing examiners and appeals.
 - (b) Plumbing construction installation plans for the structure have been approved by the building official.
 - (c) No individual may perform plumbing construction installation in more than one residence in any three-year period beginning with the date the self-help examination is passed. Special cases are subject to appeal to the board of plumbing examiners and appeals.

SEC. 104.8 shall be added to the Standard Code, as follows:

Sec. 104.8. LPG Service Installation and Lawn Sprinkler Installation.

1. Individuals engaged in the trade or otherwise performing the acts of LPG service installation or lawn sprinkler installation must be in the employ of or operating under the supervision of a licensed specialty contractor. Owners of one family dwellings being built for their residence or who reside in the residence where the work is taking place shall be permitted to perform lawn sprinkler installation in that residence, premises, and/or out-buildings thereof, provided all other requirements of the standard code are met, and no owner may perform such work in more than one residence in any three-year period. Special cases are subject to appeal to the board of plumbing examiners and appeals.

2. Lawn sprinkler installers shall be permitted to install, alter, repair, replace, or maintain, any water service, any connection to the public water supply, and/or any backflow prevention device, so long as a permit to do such work has been previously obtained from the department of code enforcement. Licensed plumbing contractors and licensed lawn sprinkler installers are the only persons entitled to obtain such permits; provided, that the owner of a one family dwelling may obtain such permits to install, replace, repair or maintain the existing lawn sprinkler system on the premises occupied by that owner, so long as such owner performs all such work, and the work so performed is in accordance with this Article.

[All other portions of Sec. 6-137 of the Sedgwick County Code shall remain in full force and effect as written therein.]

SECTION 2: PUBLICATION

The Sedgwick County Clerk is directed to publish this resolution once in the official county newspaper.

SECTION 3: EFFECTIVE DATE

This resolution shall take effect upon its publication once in the official county newspaper.

[BALANCE OF PAGE INTENTIONALLY LEFT BLANK]

Commissioners present and voting were:

BETSY GWIN
TIM R. NORTON
THOMAS G. WINTERS
CAROLYN McGINN
BEN SCIORTINO

Dated this _____ day of _____, 2002

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

BEN SCIORTINO, Chairman
Fifth District

ATTEST:

BETSY GWIN, Chair Pro Tem
First District

DON BRACE, County Clerk

TIM R. NORTON, Commissioner
Second District

APPROVED AS TO FORM:

THOMAS G. WINTERS, Commissioner
Third District

AARON T. BLASE
Assistant County Counselor

CAROLYN McGINN, Commissioner
Fourth District